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T.R.A. DOCKET ROOM

December 13, 2004

Richard Militana, Esq.
Militana & Militana
5845 Old Hwy 96
Franklin, Tennessee 37064

Re: Petition of Kings Chapel Capacity, LLC
Docket No. 04-00335

Dear Richard:

On Friday, December 10, 2004, your co-counsel, Shayne Brasfield, contacted me. During our telephone conversation, Mr. Brasfield informed me that he expected that he would enter an appearance in the matter before the TRA. Furthermore, during our conversation, Mr. Brasfield and I discussed the timing of the depositions of Charles and Bob Pickney. We both agreed to consult with our clients regarding taking the depositions either the week of December 20th or December 27th.

Thus, we are in the process of establishing a mutually acceptable time for the taking of the depositions. Nevertheless, it is still my position that you must be granted permission by the Hearing Officer in order to take the depositions.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:

Henry Walker

HW/krg
cc: Charles Pickney
Bob Pickney
Jean Stone, Hearing Officer
Chuck Welch, Esq.
Shayne Brasfield

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105845-001 12/13/2004

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